

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
DAYTON DIVISION**

STATE OF ARIZONA, et al.

Plaintiffs,

v.

JOSEPH R. BIDEN, et al.

Defendants.

Case No. 3:21cv00314
The Honorable Michael J. Newman

EMERGENCY MOTION FOR AN ADMINISTRATIVE STAY

Earlier today, the Court entered a multi-part nationwide injunction against a memorandum issued by the Secretary of Homeland Security. Defendants are currently reviewing and interpreting the Court's written opinion and determining Defendants' obligations under the Court's injunction.

Complying with the Court's injunction will, at the least, require a shift in the way that DHS has been operating for the past several months. It will, at the least, require Defendants to develop and disseminate usable operational guidance to the approximately 12,000 immigration officers within U.S. Immigration and Customs Enforcement. Defendants therefore respectfully request that the Court enter a two-week administrative stay of its order, so that Defendants may implement the injunction in an orderly fashion and potentially seek further relief, such as clarification or a motion for stay pending appeal, from this Court or other courts, as necessary. If Defendants elect to move for a stay or other relief before this Court, they will do so as soon as possible. Plaintiffs oppose this motion.

Defendants respectfully request that the Court rule on Defendants' motion for a two-week administrative stay as soon as possible.

Dated: March 22, 2022

Respectfully submitted,

BRIAN M. BOYNTON
Principal Deputy Assistant Attorney General

BRIGHAM J. BOWEN
Assistant Branch Director

/s/ Michael F. Knapp

MICHAEL F. KNAPP

CA Bar No. 314104

Trial Attorney

ADAM D. KIRSCHNER

IL Bar. No. 6286601

Senior Trial Counsel

BRIAN C. ROSEN-SHAUD

ME Bar No. 006018

Trial Attorney

KUNTAL CHOLERA

DC Bar No. 1031523

Trial Attorney

United States Department of Justice

Civil Division, Federal Programs Branch

Tel: (202) 514-2071

Fax: (202) 616-8460

Email: Michael.F.Knapp@usdoj.gov

EREZ REUVENI

CA Bar No. 264124

Assistant Director

U.S. Department of Justice

Civil Division, Office of Immigration Litigation

P.O. Box 868, Ben Franklin Station

Washington, D.C. 20044

Email: Erez.R.Reuveni@usdoj.gov

Counsel for Defendants

CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing document was filed electronically
(via CM/ECF) on March 22, 2022.

/s/ Michael F. Knapp

MICHAEL F. KNAPP